

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
PINE BLUFF DIVISION**

**GARY W. GARDNER  
ADC #95674**

**PLAINTIFF**

**V.**

**No. 5:12CV00177-JMM-BD**

**CORRECTIONAL MEDICAL SERVICES et al.**

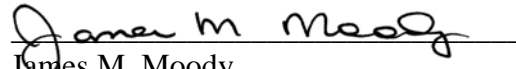
**DEFENDANTS**

**AMENDED ORDER and JUDGMENT**

Pending is the Defendants' unopposed motion to alter the Judgment. (Docket # 51). The motion is GRANTED. The Order and Judgment entered in this case on May 30, 2013 are hereby amended to reflect the dismissal of this case with prejudice. The Judgment is modified to state:

It is CONSIDERED, ORDERED, and ADJUDGED that this case is hereby DISMISSED, WITH PREJUDICE. This dismissal will not be considered a "strike" within the meaning of the Prison Litigation Reform Act (PLRA), 28 U.S.C. § 1915(g).

IT IS SO ORDERED this 24<sup>th</sup> day of June, 2013.

  
James M. Moody  
United States District Judge